



Docket 1731 (BOT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TECH CENTER 1600/2900**

**FEB 20 2003**

**RECEIVED**

In re Patent Application of:  
**DONOVAN**

Serial No.: 09/371,354

Filed: August 10, 1999

For: INTRAPERICARDIAL  
BOTULINUM TOXIN TREATMENT  
FOR BRADYCARDIA

) Examiner: B. Bunner

) Group Art Unit: 1647

) Irvine, California

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO OFFICE ACTION**

**This Response to Office Action amends claims 1 and 38 (see page 10 below). Please enter these amendments to the claims.**

**This response is prepared in accordance with the January 31, 2003 U.S. PTO official gazette notice entitled "Amendments in a Revised Format Now Permitted".**

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I. The Office Action

The October 18, 2002 office action in this application is a non-final office action (the "Office Action") and the Office Action:

1. rejected claims 7, 15-17 and 37-38 under 35 U.S.C. § 112, first paragraph.
2. rejected claims 7, 15-17 and 36-38 under 35 U.S.C. § 112, first paragraph.

Applicant responds to the Office Action as follows.